IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

WP(C).No. 24271 of 2007(M)

PETITIONER:

MARTIN M.M., AGED 36 YEARS,
MUTTATHU HOUSE, MARADU P.O.

BY ADV. SRI.DINESH MATHEW J.MURICKEN
SRI.T.A.GEORGE JOSEPH

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY (LOCAL ADMN.), SECRETARIAT,
THIRUVANANTHAPURAM.

2. MARADU GRAMA PANCHAYATH,
(SPECIAL GRADE), MARADU-682 304,
ERNAKULAM DISTRICT.

3. THE SECRETARY,
MARADU GRAMA PANCHAYATH (SPECIAL GRADE),
MARADU.

R2 & R3 BY ADV. SRI.S.CHANDRASENAN
R1 BY GOVT. PLEADER SRI. P.K. RAVIKRISHNAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 24271/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF THE PLAN.

EXT. P2 : TRUE COPY OF THE BUILDING PERMIT DATED 5.2.2007.

EXT. P3 : TRUE COPY OF THE NOTICE ISSUED BY THE 3RD RESPONDENT DATED 4.6.2007.

EXT. P4 : TRUE COPY OF THE EXPLANATION SUBMITTED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.

EXT. P5 : TRUE COPY OF THE ORDER DATED 24.7.2007.

EXT. P6 : TRUE COPY OF THE APPEAL SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DATED 6.8.2007.

K.M.JOSEPH, J.

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WP.(C) No. 24271 of 2007

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Dated this the 14th day of August, 2007

JUDGMENT

Petitioner is aggrieved by Ext.P5. He filed Ext.P6 appeal. Learned counsel for the petitioner submits that a decision may be taken on Ext.P6 appeal and he submits that the appeal has been preferred in time.

The writ petition is disposed of directing the second respondent to consider and take a decision on Ext.P6 appeal in accordance with law with opportunity of hearing to the petitioner within a period of six weeks from the date of production of a copy of this judgment, if the appeal has been preferred in time. It is open to the petitioner to seek interim relief before the appellate body, if he is so advised.

(K.M. JOSEPH, JUDGE)

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